



#### **COUNTY BOARD OF SUPERVISORS**

Courthouse, Clay Center, Nebraska, June 26, 2012 at 9:00 A.M.

The Clay County Board of Supervisors met June 26, 2012 as per public notice given in the Clay County News on June 20, 2012 a copy of the proof of publication being on file in the County Clerk's Office. Availability of the agenda was communicated in the advance notice of the meeting. Chairman Fintel presided with roll call showing the following present: Nuss, Samuelson, Anderson, Schmidt, Johnson and Fintel; absent: Shaw. Minutes of the meeting held June 19, 2012 were mailed to the board members. All of the proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman, Ivan Fintel stated that the open meeting law poster is posted on the west wall in the back of the room.

Motion by Schmidt and seconded by Johnson to approve the minutes of the meeting held June 19, 2012 as mailed. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson and Nuss; abstain: Fintel; absent: Shaw. Motion carried.

Bob Rose was present for the Public Input. Bob reminded the board that he and Carol had donated the present communications trailer to the county. Since the county is purchasing a new communications vehicle and if the county has no use for the present communications trailer, they would like it to be given to the Sutton Fire and Sutton Police to be used jointly. The board said they would take the request into consideration; at this time they don't see why that would be a problem.

Thomas Roemmich II, Highway Superintendent reported that they were still repairing/replacing culverts and washouts and cleaning ditches where it washed across from the heavy rains. Tom told the board that he had been approached by the City of Clay Center asking if the county would haul off the debris from buildings the city would tear down. Because of the liability and finding somewhere to dispose of the materials, the board does not want to do this. Also, because it is not county owned property, they didn't feel that county tax dollars should be used for this.

The road work report was distributed. Motion by Schmidt and seconded by Nuss to approve the Highway Superintendent's road work report for the month of June 2012. On roll call, yea: Anderson, Schmidt, Johnson, Nuss, Samuelson and Fintel; absent: Shaw. Motion carried.

Motion by Samuelson and seconded by Anderson to advertise for a public hearing for an easement request for a water (and electric) line in Eldorado Township to go across Road 322 between sections 17 and 20; hearing to be held July 10, 2012 at 9:15 A.M. On roll call, yea: Schmidt, Johnson, Nuss, Samuelson, Anderson and Fintel; absent: Shaw. Motion carried.

The board discussed the current interlocal agreements with the townships. Doug Hart chairman of the Fairfield Township board was also present. Comments from Eldorado township board member Patrick Ochsner were relayed to the board. He didn't feel that there was enough notice given to the townships concerning the meeting and discussion today. He also questioned if the township was getting their money's worth with what they are paying now. Problems with bridge repairs and tree trimming were relayed to the board as well as appreciation for culvert work and the used oil pickup. Because of the increased costs of fuel, equipment, maintenance, etc. and because the interlocal agreements have not been reviewed or increased since 2008, the board decided to increase the agreement amounts. The townships will be notified of the decision in order to do buget planning. New agreements will be prepared and sent to the townships.





Motion by Anderson and seconded by Nuss to increase the amount of the interlocal agreements with the townships by 20%. On roll call, yea: Johnson, Nuss, Samuelson, Anderson, Schmidt and Fintel; absent: Shaw. Motion carried.

RuAnn Root, CASA Director distributed a booklet that contained the Mission Statement, information about CASA and the budget request. They are trying to keep expenses down, raise money locally and are applying for more grants. The request is the same as the last several years. RuAnn also reported on a project to purchase and renovate a building for kids who are homeless or are aging out of the foster care system.

Motion by Samuelson and seconded by Anderson to grant the budget request for CASA in the amount of \$16,396.00 for fiscal year 2012-2013. On roll call, yea: Nuss, Samuelson, Anderson, Schmidt, Johnson and Fintel; absent: Shaw. Motion carried.

Bruce Rumsey, Weed Superintendent reported on right of way and private spraying and inspections/enforcements. The up coming tire recycling event on August 17, 2012 was discussed. The grant money from DEQ is less than last time. The board discussed funding a portion of this project in order to collect more tires. The preliminary budget request was reviewed. There is an increase due to budgeting for a pickup and spray equipment.

Motion by Anderson and seconded by Johnson to cover any over run cost of the tire recycling up to \$2500.00. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Nuss and Fintel; absent: Shaw. Motion carried.

Jeff Franklin, County Sheriff told the board that he will present his budgets next week and will be budgeting for the roof, electrical upgrades and improvements to the kitchen. The new car has been delivered; he will finish getting it ready for use next week. A request for law enforcement in Trumbull was discussed. Supervisor Samuelson will visit with the village board about this.

Travis Songster, Custodian reported on work that has been completed at the Senior Service building/office. A new down spout is needed at the Health Department. Concrete around the courthouse has been patched. The building and grounds preliminary budget request was reviewed. It was decided to have all the building repair costs and the sprinkler system maintenance costs taken out of the General Misc. budget.

Carissa Uhrmacher, Project coordinator presented the Juvenile Services Comprehensive County Plan for 2012-2014. The budget sheets for the County Aid and Enhancement Grant and the Grant Award Letter and subcontract special conditions for County Aid and Enhancement Grant were reviewed. The Juvenile Services County Aid project was discussed and the award papers presented for signatures.

Motion by Nuss and seconded by Samuelson to authorize the chairman to sign the Juvenile Services Comprehensive County Plan for 2012-2014. On roll call, yea: Anderson, Schmidt, Johnson, Nuss, Samuelson and Fintel; absent: Shaw. Motion carried.

Motion by Anderson and seconded by Schmidt to authorize the chairman to sign Grant Award Letter and subcontract special conditions for County Aid and Enhancement Grant. On roll call, yea: Schmidt, Johnson, Nuss, Samuelson, Anderson and Fintel; absent: Shaw. Motion carried

Motion by Schmidt and seconded by Johnson to authorize the chairman to sign the budget sheets for the County Aid and Enhancement Grant. On roll call, yea: Johnson, Nuss, Samuelson, Anderson, Schmidt and Fintel; absent: Shaw. Motion carried





Scott Stemper, Area Substance & Alcohol Abuse Prevention presented a report on the organizations strategies and services provided. Mr. Stemper explained some of the projects that are being implemented in the four counties (Clay, Nuckolls, Webster and Adams). Because of the loss of two big Federal Grants, the organization is asking member counties for help. A budget request in the amount of \$5000.00 was presented.

Motion by Schmidt and seconded by Anderson to grant the budget request of ASAAP in the amount of \$5000.00 for fiscal year 2012-2013. On roll call, yea: Nuss, Samuelson, Anderson, Schmidt, Johnson and Fintel; absent: Shaw. Motion carried.

Janis Johnson, Director Clay County Health Department presented the preliminary budget request for her office. The budget remains basically the same. The copier lease was removed and the line item for vaccine purchase was decreased.

Loren Uden, Emergency Management Coordinator presented his monthly report and preliminary budget requests for Emergency Management, 911, E911 and the E911 Holding Fund. There is no budget request for Homeland Security since we are part of a Region now and the fiscal agent for the region is Phelps County.

It was discovered after the budget was approved last fall, that the Jail budget that was submitted by the budget preparer did not include the dispatchers wages. The budget request that was submitted to and approved by the board did include the dispatcher wages. It was recommended by the budget preparer at that time to wait and transfer whatever funds that were short in that budget at the end of the fiscal year.

Motion by Anderson and seconded by Nuss to increase the County Jail budget by \$19,565.72 and decrease the General Miscellaneous budget by \$19,565.72. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Nuss and Fintel; absent: Shaw. Motion carried.

A Conservation Plan from Natural Resources Conservation Service concerning land owned by Clay County was received from NRCS. The plan needed signatures from the county in order to be on file with NRCS.

Motion by Samuelson and seconded by Johnson to authorize the chairman to sign the Conservation Plan for Tract 810 owned by Clay County and leased by Jason Preissler. On roll call, yea: Anderson, Schmidt, Johnson, Nuss, Samuelson and Fintel; absent: Shaw. Motion carried.

The bids for the Motor Patrol Building in Edgar were opened at 11:30 A.M. Tom Roemmich, Highway Supt., Ted Griess, County Attorney and a representative from Axxent Building Systems were also present. Two bids were received from Axxent: A 40' x 60' 16' Lester Building for \$64,960.00 and a 40' x 60' x 16'10" Butler Building for \$74,560.00.

Motion by Nuss and seconded by Johnson to accept the bid from Axxent Building Systems for the Lester building in the amount of \$64,960.00 for the motor patrol building in Edgar. On roll call, yea: Schmidt, Johnson, Nuss, Samuelson, Anderson and Fintel; absent: Shaw. Motion carried.

Ted Griess, County Attorney presented the preliminary budget request for his office. The changes were discussed. The skip annexation that was done for the construction of an ethanol plant was discussed. Because the plant was never built and the land has been sold and is being farmed, it seems that the annexation should be reversed. At this point the City of Sutton or the present land owner would need to begin the process.





The sidewalk repairs discussion will be placed on the next agenda.

A deed transferring property to the City of Fairfield was discussed. Motion by Johnson and seconded by Anderson to approve signing the deed to transfer Lot 15 and W ½ Lot 14 Block 9 O.T. Fairfield to the City of Fairfield in lieu of paying for the cost of mowing. On roll call, yea: Johnson, Nuss, Samuelson, Anderson, Schmidt and Fintel; absent: Shaw. Motion carried.

Motion by Nuss and seconded by Samuelson to approve the claims and authorize the County Clerk to issue warrants on the respective funds. On roll call, yea: Nuss, Samuelson, Anderson, Schmidt, Johnson and Fintel; absent: Shaw. Motion carried.

#### **GENERAL FUND**

	4=0.400.00
Employees, Full Time Wage	\$72,132.32
Adams County Sheriff, Service	\$19.50
AFLAC, Insurance	802.19
Ameritas Life Ins., Retirement, Vision	11,718.13
Gene Arnold, Prior Service	7.00
ARTeCK, Service	15.00
AS Central, Service	12.00
Ask Supply, Supplies	57.50
Baird & Griess, Wireless, Postage	550.75
Barb Barnett, Mileage, Meals	77.42
Beyke Signs, Service	285.00
Peggy Birky, Service	110.00
Joseph Bixby, Service	150.00
Blue Cross Blue Shield, Ins.	39,472.48
Donna Boeka, Prior Service	48.10
Bottorf & Maser, Service	923.75
Business World, Supplies	125.12
Cardiac Life Products, Supplies	94.80
Cash-Wa Candy, Supplies	82.14
City of Fairfield, Polling place donation	100.00
City of Harvard, Polling place donation	100.00
City of Sutton, Polling place donation	100.00
Clay Center Market, Supplies	1,541.55
Clay County Ag Society, Training & polling place donation	200.00
Clay County News, Ads	573.93
Clay County Treasurer, Postage, Supplies	730.11
Colonial Life, Insurance	55.00
Connecting Point, Parts & Labor, Internet	333.50
Cornerstone Bank, Withholding, Supplies	23,321.72
Regina Cooper, Rent	420.00
Corner Market, Supplies	276.31
CPI, Fuel	2,097.34
Credit Management, Garnishment	322.70
Culligan's of Hastings, Rent	10.00
Dave's Spraying, Spraying	175.00
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Division of Comm., Service	448.00
Don's Lawn Service, Service	600.00
Digital-Ally, Supplies	57.00
Eakes, Supplies	1,116.89
Edgar Fire Dept, Polling place donation	100.00
Mary Lynne Ellis, Mileage	24.42
ERC Communications, Repair	75.00
Jennifer Fleischer, Lodging, Mileage, Meals	280.77
First Concord Benefits Group, Sec. 125	2,029.83
Christine Flesner, Prior service	12.00
Friesen Chevrolet Inc., Service	54.00
General Security, Service	383.40
George's 66 Service, Fuel	673.22
Lawrence Griess, Prior service	10.00
GTF Services, LLC, Garnishment	357.95
Janet Hajny, Prior Service	84.41
Hall County Sheriff, Service	29.70
Holiday Inn, Lodging	74.95
Natalie Holman, Supplies	11.52
Immanuel Lutheran Church, Polling place rent	100.00
Keith Johnson, Mileage	16.09
Sharon Lavene, Lodging, Meal	187.13
Lehman Reporting Service, Service	395.60
Andres Leichleiter, Mileage	7.82
Livingston Butler Volland Funeral Home, Burial	1,750.00
Madison National Insurance Services Inc, Ins.	45.26
Robert Matticks, Prior service	25.00
Memorial Health Clinic, Service	62.00
MIPS, Support	3,119.91
NACO, Registration	250.00
Nationwide, 457 Plan	425.00
Nebraska Assessor Association, Dues	50.00
Nebraska Association of County Officials, Dues	1,495.95
NE Crime Commission, Supplies	15.00
NE Health & Human Services, Lincoln, Beatrice	279.00
Northeast NE Juvenile Services, Boarding	218.75
Danalee Nelson, Mileage, Meal	127.67
NIRMA, Insurance	105,389.00
Brett Nunnenkamp, Mileage	13.32
Todd Nuss, Mileage	96.57
Deanna Peshek, Mileage	108.90
Sarah Peshek, Cleaning	500.00
Platte Valley Comm. of Hastings, Supplies	319.95
Printing MD, Supplies	389.60
Quality Inn & Suites, Lodging	154.00





Jenny Rees, Phone, Mileage, Supplies	50.00
Red Willow County Sheriff's Dept, Service	21.51
Region 3 Behavioral Services, 1st1/2 Payment	3,458.76
Reliable Office Supplies, Services	58.04
SAS Graphic Design, Service	70.00
Gerald Schmidt, Mileage	6.66
Seiler & Parker, Service	323.00
Source Gas, Utilities	159.26
South Central Economic Development Dist, Dues	4,000.00
South Central Public Power, Utilities	1,612.01
Join Skalka, Mileage	195.36
State of NE HHS Lab, Service	336.00
Cindy Strasheim, Phone, Mileage	199.83
Janice Stratman, Lodging, Mileage, Meals	301.98
Sullivan, Shoemaker PC LLO, Service	2,615.00
Sutton Lumber, Supplies	16.25
Sutton Pharmacy, Supplies	324.62
Ted's Tires, Tires	238.54
Theobald Law Office, Service	898.52
Dan Tolle, Witness fee, Mileage	57.74
Trumbull Community Center, Polling place donation	100.00
US Bank, Meals, Lodging, Supplies	465.19
US Post Office, Rent	70.00
Carroll Verhage, Service	150.00
Verizon Wireless, Cell Phones	315.34
Village of Deweese, Polling place donation	100.00
Lynn Waegli, Mileage	8.88
Wal-Mart, Supplies	69.90
Holli Weber, Mileage	103.23
Webster County Sheriff, Service	129.48
Whelan & Scherr, Glen & Mead, Service	341.25
Linda Whiting, Supplies	238.23
Windstream, Service	1,453.14
Woodward's, Garbage	105.00
ROAD FUND	
Employees, Full Time Wage	\$33,823.97
AFLAC, Insurance	329.66
Ameritas Life Ins., Retirement, Vision	4,947.74
Aurora Coop, Fuel	46.99
Auto Glass Experts, Parts & Labor	225.00
Beck's Farm Equipment, Inc., Supplies	294.22
Blue Cross Blue Shield, Ins.	885.68
City of Edgar, Utilities	29.78
City of Fairfield, Utilities	32.65





	10.00
City of Harvard, Utilities	48.00
City of Sutton, Utilities	32.21
Clay Center Lumber, Supplies	11.00
Clay County Treasurer, Postage	45.00
Colonial Life, Insurance	36.32
Connecting Point, Internet, Computer	38.50
Cornerstone Bank, Withholdings	10,364.18
CPI, Fuel, Tires	6,045.07
CW Rainforth, Supplies	245.20
Deweese Sand & Gravel, Gravel	36,446.73
Fastenal, Supplies	14.04
Filter Care of NE, Supplies	78.50
First Concord Benefits Group, Sec. 125	155.00
Fleet Pride, Parts & Labor	170.99
George Bros., Fuel	10,785.70
George's 66 Service, Fuel	89.48
Hatten Electric, Parts	21.40
Hays Land Surveying, Surveyor	604.69
Island Supply Welding Co., Supplies	22.44
Ken & Al's Service Inc., Fuel, Supplies	3,682.70
Kenesaw Motor Co. Supplies	115.66
Kirkham Michael, Engineering	20,510.00
Kully Pipe & Steel Supply, Repair	372.73
Lawson Products, Supplies	172.67
Madison National Insurance Services Inc, Ins.	22.20
Mid Nebraska Aggregate, Gravel	6,518.66
Midwest Service & Sales, Supplies	39,277.55
Murphy Power Plan, Parts	122.55
Napa Auto Parts, Parts	231.12
Nebraska Dept of Roads, Supplies	502.25
NMC Exchange, Supplies, Labor & Parts	7,670.56
Oregon Trail, Supplies	542.06
Orschlen, Parts	48.14
Paramount Linen & Uniforms, Supplies	72.64
R & K Service, Fuel	5,842.62
RoweKamp, Supplies	2,000.00
Source Gas, Utilities	107.31
South Central Public Power, Utilities	191.59
Superior Outdoor Power, Supplies	56.82
Sutton Auto Parts, Parts	117.48
ThermoKing, Supplies	81.00
Windstream, Service	201.02
Woodward's, Garbage	42.50





\$650.00

Fairfield Community (	lub, Supplies	
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### INHERITANCE TAX FUN

Colfer, Wood, Lyons and Wood, Refund 46.91

#### **HEALTH FUND**

Employees, Full Time Wage	\$5,846.42
Ameritas Life Ins., Retirement	985.77
A & L Electric Plumbing & Heating, Repair	172.62
Blue Cross Blue Shield, Ins.	897.69
Eleanor Clark, Mileage, Reg	547.32
Clay County New, Ad	96.00
Cornerstone Bank, Withholdings	2,310.08
Culligan's of Hastings, Supplies	47.30
Eakes, Supplies	280.10
First Concord Benefits Group, Sec. 125	125.00
GlaxoSmithKline Pharmaceuticals, Vaccines	275.00
Janis Johnson, Mileage, Reg, Supplies	532.81
Windstream, Service	157.31

#### **WEED FUND**

Employee, Full Time Wage	\$2,305.27
AFLAC, Insurance	65.52
Ameritas Life Ins Co., Retirement	364.90
Connecting Point, Internet	28.50
Cornerstone Bank, Withholdings	974.96
CPI, Fuel	560.31
Nebraska Leafy Surge Task Force, Training	35.00
Bruce Rumsey, Meal, Lodging	3.29
South Central Public Power, Utilities	56.62
Windstream, Service	52.57

#### **911 FUND**

Connecting Point, Internet	\$68.50
Midwest Service & Sales, Supplies	\$904.38
Windstream, Service	879.87

The County Attorney prepared a resolution to set up a miscellaneous sinking fund for the county to use for future capital improvements. Motion by Johnson and seconded by Schmidt to adopt Resolution #12-05 to establish a Miscellaneous Sinking Fund. On roll call, yea: Samueslon, Anderson, Schmidt, Johnson, Nuss and Fintel; absent: Shaw. Motion carried.

#### **RESOLUTION #12-05**

That the Clay County Board of Supervisors establish a Miscellaneous Sinking Fund for the purpose of having a fund for the repair, replacement, improvement, purchase and construction of capital assets, including buildings and infrastructures.





"IT IS HEREBY RESOLVED as follows:

WHEREAS, the capital assets (including buildings) and infrastructure age and will need replacing and/or improving, and

WHEREAS, as time goes on these replacements and improvements become more expensive, and

WHEREAS, it is good fiscal policy to set aside amounts in a fund for future expenditures for such assets and infrastructure, and

WHEREAS, State budget laws allow such funds to be established,

IT IS THEREFORE RESOLVED by the Clay County Board of Supervisors to hereby establish a Miscellaneous Sinking Fund to be used for setting aside amounts for future use for expenditures for replacing and improving capital assets (including buildings) infrastructure purchases, replacements and improvements, and to be governed by the laws of the State of Nebraska. Dated: June 26, 2012 CLAY COUNTY BOARD OF SUPERVISORS

ATTEST: /s/ Deborah Karnatz, County Clerk By: /s/ Ivan Fintel, Chairman

The Road Fund has money left in the budget for capital improvements that was not spent this fiscal year. It is the desire of the Board of Supervisors to transfer that money into the newly created Miscellaneous Sinking Fund to be used for future expenses.

Motion by Anderson and seconded by Samuelson to adopt Resolution #12-06 to transfer money into the Miscellaneous Sinking Fund. On roll call, yea: Anderson, Schmidt, Johnson, Nuss, Samuelson and Fintel; absent: Shaw. Motion carried.

#### RESOLUTION #12-06

The Clay County Board of Supervisors has established a Miscellaneous Sinking Fund for the purpose of having a fund for the repair, replacement, improvement, purchase and construction of capital assets, including buildings and infrastructures.

WHEREAS, it is good fiscal policy to set aside amounts in a fund for future expenditures for such assets and infrastructure, and

WHEREAS, State budget laws allow such funds to be established,

IT IS THEREFORE RESOLVED by the Clay County Board of Supervisors that \$500,000.00 be transferred from the Road Fund to the Miscellaneous Sinking Fund to be set aside for future use for expenditures for replacing and improving capital assets (including buildings) infrastructure purchases, replacements and improvements, and to be governed by the laws of the State of Nebraska.

Dated: June 26, 2012

ATTEST: CLAY COUNTY BOARD OF SUPERVISORS

/s/ Deborah Karnatz By: /s/ Ivan Fintel

Clay County Clerk Ivan Fintel, Chairman

Deb Karnatz, County Clerk reported to the board that LB 14 increases fees required for recording instruments with the register of deeds office beginning in January 2013. Some of these fees must be kept separate from the regular County Clerk/Register of Deeds funds. A new fund needs to be created for this purpose for the upcoming fiscal year.

Motion by Anderson and seconded by Nuss to adopt Resolution #12-07 to create a fund for the preservation and modernization of records in the Register of Deeds office. On roll call, yea: Schmidt, Johnson, Nuss, Samuelson, Anderson and Fintel; absent: Shaw. Motion carried.

### RESOLUTION #12-07

A Resolution establishing and creating a separate fund for Register of Deeds Preservation and Modernization of records.

WHEREAS, the Nebraska Legislature passed LB14 for the preservation and modernizaton of records in the Register of Deeds office,





WHEREAS, LB14 becomes effective January 1, 2013 with a sunset clause to end January 1, 2018,

WHEREAS, the revenue for this fund will come from part of the new recording fees that will be implemented on January 1, 2013,

WHEREAS, the only expenditures allowed from this fund are for the preservation and modernization of Clay County Register of Deeds records,

WHEREAS, this fund must be kept separate from the regular Clay County Clerk/Register of Deeds fund.

THEREFORE BE IT RESOLVED, effective June 26, 2012 the Clay County Board of Supervisors have created a separate fund entitled "ROD P & M Fund" with the money coming from part of the new recording fees in effect January 1, 2013.

Dated this 26<sup>th</sup> day of June, 2012.

ATTEST: CLAY COUNTY BOARD OF SUPERVISORS

/s/ Deborah Karnatz By: /s/ Ivan Fintel

Clay County Clerk Ivan Fintel, Chairman

An amendment to the current Subgrant Agreement which extends the current agreement for three additional months to coincide with the federal fiscal year was reviewed. The agreement was submitted by Joni Skalka, Clerk of the District Court. The chairman's signature is required on the document.

Motion by Nuss and seconded by Samuelson to authorize the chairman to sign the Child Support Enforcement Subgrant between the Nebraska Department of Health and Human Services Division of Children and Family Services Child Support Enforcement and Clay County Amendment One, July 2012. On roll call, yea: Johnson, Nuss, Samuelson, Anderson, Schmidt and Fintel; absent: Shaw. Motion carried.

The information received concerning a bond proposal for the road department was discussed. The board will talk to the Highway Superintendent and the budget preparer about this.

Motion by Samuelson and seconded by Anderson to adjourn this meeting at 1:17 P.M.; next meeting scheduled for July 10, 2012. On roll call, yea: Nuss, Samuelson, Anderson, Schmidt, Johnson and Fintel; absent: Shaw. Motion carried.

Deborah Karnatz, County Clerk

Ivan Fintel, Chairman